



#3

PATENT/Docket No.: 6248.N/28341

DECLARATION (37 CFR §1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Highly Selective Norepinephrine Reuptake Inhibitors and Methods of Using the Same**, Docket No. 6248.N, the specification of which

- ☐ is attached hereto.
- ☒ was filed on June 22, 2000, as Application Serial No. 09/599,213, and was amended on .
- ☐ was filed on as PCT International Application No. PCT/US and was amended under PCT Article 19 on , if applicable.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 CFR §1.56(a).

I hereby claim the benefit under 35 USC §119(e) of any United States provisional application(s) listed below:

<u>Application Serial No.</u>	<u>Filing Date (Day/Month/Year)</u>
60/141,968	July 1, 1999
60/144,131	July 16, 1999
60/158,256	October 6, 1999
60/170,381	December 13, 1999

I hereby claim foreign priority benefits under 35 USC §119(a)-(d), or §365(b), of any foreign application(s) for patent or inventor's certificate or §365(a) of any PCT International Application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT International Application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed:

<u>Application Serial No.</u>	<u>Country</u>	<u>Filing Date (Day/Month/Year)</u>	<u>Priority Claimed (Yes/No)</u>
-----------------------------------	----------------	---	--------------------------------------

I hereby claim the benefit under 35 USC §120, of any United States application(s) or PCT International Application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application
Serial No.

Filing Date

Status (Patented,
Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint as my attorneys or agents with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith:

Carl W. Battle (Registration No. 30,731)	Edward F. Rehberg (Registration No. 34,703)
James D. Darnley, Jr. (Registration No. 32,958)	Bruce A. Pokras (Registration No. 32,748)
Bruce Stein (Registration No. 27,231)	Ellen K. Park (Registration No. 34,055)
Thomas A. Wootton (Registration No. 35,004)	James J. Napoli (Registration No. 32,361)
Lucy X. Yang (Registration No. 40,259)	Sandip H. Patel (Registration No. 43,848)
Andrew M. Solomon (Registration No. 32,175)	James P. Zeller (Registration No. 28,491)

I hereby request that all correspondence and telephone communications be directed to the following person(s) at the mailing address and telephone number hereafter given:

Name	:	James J. Napoli
Registration No.	:	Registration No. 32,361
Address	:	Marshall O'Toole Gerstein Murray & Borun 6300 Sears Tower 233 South Wacker Drive Chicago IL 60606-6402
Telephone No.	:	312-474-6614
Telefax No.	:	312-474-0448



PATENT/Docket No.: 6248.N/28341

Inventor's Signature

Date 7-31-00

Full name of sole or first inventor: Erik H.F. Wong

Residence: Portage, Michigan

Citizenship: USA

Post Office Address: 7352 Hampstead Lane, Portage, Michigan 49024

Inventor's Signature

Date 7/19/00

Full name of second joint inventor: Saeeduddin Ahmed

Residence: Indianapolis, Indiana

Citizenship: USA

Post Office Address: 5002 Brandywine Drive, #416, Indianapolis, Indiana 46241

Inventor's Signature

Date 7-26-00

Full name of third joint inventor: Robert C. Marshall

Residence: Mattawan, Michigan

Citizenship: Great Britain

Post Office Address: 7560 Fieldwood Circle, Mattawan, Michigan 49071

Inventor's Signature

Date 31 Aug 2000

Full name of fourth joint inventor: Robert McArthur

Residence: Kalamazoo, Michigan

Citizenship: Great Britain

Post Office Address: 531 Carrington Court, Kalamazoo, Michigan 49009

Inventor's Signature

Date 07/31/00

Full name of fifth joint inventor: Duncan P. Taylor

Residence: Kalamazoo, Michigan

Citizenship: USA

Post Office Address: 8722 West F Avenue, Kalamazoo, Michigan 49009

Inventor's Signature

Date

7-19-00

Full name of sixth joint inventor: Lars Birgeron

Residence: Martinsville, New Jersey

Citizenship: Sweden

Post Office Address: 54 Hillcrest Road, Martinsville, New Jersey 08836

Inventor's Signature

Date

7-18-00

Full name of seventh joint inventor: Pasquale Cetera

Residence: Annandale, New Jersey

Citizenship: Italy

Post Office Address: 5 Pine Place, Annandale, New Jersey 08801